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BRANCH  
6

7 **UNITED STATES BANKRUPTCY COURT**  
8 **CENTRAL DISTRICT OF CALIFORNIA**  
9 **LOS ANGELES DIVISION**

10 In re

11 AHERTON FINANCIAL BUILDING LLC,  
a California limited liability company,

12 Debtor.  
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Case No. 2:14-bk-27223-TD

Chapter 11

STIPULATION TO CONTINUE (I)  
HEARING ON MOTION FOR ORDER (1)  
AUTHORIZING DISBURSEMENT OF  
FUNDS TO CREDITORS AND (2)  
DISMISSAL OF BANKRUPTCY CASE;  
AND (II) CHAPTER 11 STATUS  
CONFERENCE

Current Hearing on Motion to Dismiss and  
Chapter 11 Status Conference

Date: May 22, 2015

Time: 2:00 p.m.

Place: Courtroom 1345

255 East Temple Street

Los Angeles, California 90012  
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Atherton Financial Building LLC ("Debtor"), by and through its counsel of record Levene, Neale, Bender, Yoo & Brill L.L.P.; Bank SinoPac Los Angeles Branch ("Bank"), by and through its counsel of record Frandzel Robins Bloom & Csato, L.C.; and Lucy Gao ("Gao"), by and through her counsel of record The Law Office of John Vozenilek, hereby enter into this Stipulation to Continue (I) Hearing on Motion for Order (1) Authorizing Disbursement of Funds to Creditors and (2) Dismissal of Bankruptcy Case [Dkt. No. 50] ("Motion to Dismiss"); and (II) Chapter 11 Status Conference ("Stipulation"), with reference to the following facts:

A. The Debtor filed the Motion to Dismiss on December 24, 2014. Gao filed a Limited Opposition to the Motion to Dismiss on January 5, 2015 [Dkt. No. 53] ("Gao Opposition"), asserting an ownership interest in the Debtor and objecting to disbursement of funds in excess of undisputed claims to any party other than Gao. On March 6, 2015, a Stipulation Directing Disposition of Sale Proceeds and Dismissal of Case ("Dismissal Stipulation"), by and between the Debtor and Gao, was filed in the bankruptcy case [Dkt. No. 63]. The Dismissal Stipulation proposed to resolve the Gao Opposition to the Motion to Dismiss by transferring the Debtor's remaining funds (net of \$50,000.00, to be used to fund a retainer to commence a bankruptcy case on behalf of an affiliate of the Debtor) to PA One LLC.

B. The Bank filed an Objection to the Dismissal Stipulation on March 8, 2015 [Dkt. No. 65].

C. A continued hearing on the Motion to Dismiss and a continued chapter 11 status conference are both set for May 22, 2015.

D. The parties have engaged in settlement discussions which may resolve the remaining issues in this bankruptcy case being litigated in Bank SinoPac Los Angeles Branch v. Atherton Financial Building LLC et al. (Adv. No. 1:15-ap-01145-TD) (the "Adversary Proceeding") and have agreed to a further continuance of the hearing on the Motion to Dismiss and the chapter 11 status conference to permit those settlement discussions to proceed.

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1       **WHEREUPON**, based on the foregoing Recitals, the parties to this Stipulation hereby agree  
2 that the hearing on the Motion to Dismiss and the chapter 11 status conference may be continued to  
3 July 1, 2015, at 2:00 p.m., the same date and time set for (1) a continued hearing on the Debtor's  
4 motion to dismiss the Adversary Proceeding and (2) a status conference in the Adversary Proceeding,  
5 or such date thereafter as may be more convenient for the Court.

6 DATED: May 5, 2015

LEVENE, NEALE, BENDER, YOO & BRILL L.L.P.

7  
8 By: 

David B. Golubchik

Todd M. Arnold

Attorneys for Debtor ATHERTON FINANCIAL  
BUILDING LLC

11 DATED: May 5, 2015

FRANDZEL ROBINS BLOOM & CSATO, L.C.

13 By: /s/ Michael Gerard Fletcher

Michael Gerard Fletcher

Attorneys for Interested Party BANK SINOPAC LOS  
ANGELES BRANCH

16 DATED: May \_\_, 2015

THE LAW OFFICE OF JOHN VOZENILEK

18 By: \_\_\_\_\_

John Vozenilek

Attorneys for Interestd Party LUCY GAO

FRANDZEL ROBINS BLOOM & CSATO, L.C.  
6500 WILSHIRE BOULEVARD, 17TH FLOOR  
LOS ANGELES, CALIFORNIA 90048-4920  
(323) 852-1000

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6 DATED: May \_\_, 2015 LEVENE, NEALE, BENDER, YOO & BRILL L.L.P.

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8 By: \_\_\_\_\_

David B. Golubchik

Todd M. Arnold

Attorneys for Debtor ATHERTON FINANCIAL  
BUILDING LLC

9  
10  
11 DATED: May 5, 2015

FRANDZEL ROBINS BLOOM & CSATO, L.C.

12  
13 By: /s/ Michael Gerard Fletcher \_\_\_\_\_

Michael Gerard Fletcher

Attorneys for Interested Party BANK SINOPAC LOS  
ANGELES BRANCH

14  
15  
16 DATED: May 6, 2015

THE LAW OFFICE OF JOHN VOZENILEK

17  
18 By: \_\_\_\_\_

John Vozenilek

Attorneys for Interestd Party LUCY GAO

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6500 WILSHIRE BOULEVARD, 17TH FLOOR  
LOS ANGELES, CALIFORNIA 90048-4920

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is: 6500 Wilshire Boulevard, 17<sup>th</sup> Floor, Los Angeles, CA 90048-4920.

A true and correct copy of the foregoing document entitled (*specify*): STIPULATION TO CONTINUE (I) HEARING ON MOTION FOR ORDER (1) AUTHORIZING DISBURSEMENT OF FUNDS TO CREDITORS AND (2) DISMISSAL OF BANKRUPTCY CASE; AND (II) CHAPTER 11 STATUS CONFERENCE will be served or was served (**a**) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (**b**) in the manner stated below:

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On May 6, 2015, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

- Todd M Arnold tma@lnbyb.com
- Douglas G Boven dboven@reedsmith.com, gsandoval@reedsmith.com
- Christopher D Crowell ccrowell@frandzel.com, efiling@frandzel.com, dmoore@frandzel.com
- Michael G Fletcher mfletcher@frandzel.com, efiling@frandzel.com; sking@frandzel.com
- David B Golubchik dbg@lnbyb.com, dbg@ecf.inforuptcy.com
- Jeffrey S Kwong jsk@lnbyb.com, jsk@ecf.inforuptcy.com
- Charles Alex Naegle alex@canlawcorp.com, alexnaeglelaw@gmail.com
- Queenie K Ng queenie.k.ng@usdoj.gov
- Laura Palazzolo laura.palazzolo@berliner.com
- Jeffrey S Shinbrot jeffrey@shinbrotfirm.com, sandra@shinbrotfirm.com
- United States Trustee (LA) ustpregion16.la.ecf@usdoj.gov
- Reed S Waddell rwaddell@frandzel.com, efiling@frandzel.com; sking@frandzel.com

☐ Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL:**

On (date) \_\_\_\_\_, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL**

(state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on May 6, 2015, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Honorable Thomas B. Donovan (By overnight mail)  
United States Bankruptcy Court  
255 E. Temple Street, Suite 1352 / Courtroom 1345  
Los Angeles, CA 90012

☐ Service information continued on attached page

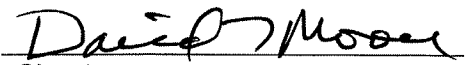
I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

May 6, 2015

Date

David T. Moore

Type Name

  
Signature